

**From:** david faibish  
**To:** Microsoft ATR,microsoftcomments@doj.ca.gov@inetgw,...  
**Date:** 12/4/01 1:17pm  
**Subject:** DOJ/ms penalty - edu / pc vs mac free choice

since anti-competitive behavior is a core is issue in the doj/ms case, may i please suggest that any penalty imposed on ms which results in ms underwriting the cost of pc and software -- especially in the education marketplace -- be constructed such that the either the recipients are given an equal and unencumbered choice of a mac vs a wintel box, or indeed that a portion (fixed, or indeed perhaps all) go to macs.

since ms makes lots of money from its mac business unit, t should in principal be indifferent as to which platform it spends its money on.

therefore, in the interests of preserving competition in the education market (which is very key for apple), the settlements should not have the perverse effect of actually \_further\_ limiting competition in the edu marketplace.

thus the settlement should provide an opens system that lets edu users (predominately institutional buyers) chose for themselves, or in fact mandate the whole thing be mac - in order to actually \_increase\_ competition (or at least diversity) in the edu marketplace.

regards:dlf